IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

ORDER

S.B.CRIMINAL REVISION PETITION NO. 1057/2006
(Kheem Raj alias Kheema Ram V/s State of Rajasthan & Ors.)

Date of Order : 16/07/2007

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. Narpat Singh, for the petitioner.

BY THE COURT:-

By the instant criminal revision petition under Section 397 r/w Section 401 Cr.P.C., the petitioner has challenged the order dated 17.11.2005 passed by Additional Chief Judicial Magistrate, Bali, district Pali (for short 'the trial court' hereinafter), whereby the trial court accepted the FR No.36/2003 arising out of CR No. 124/03, P.S.Bali for the offences under Sections 342, 500 and 504 IPC.

I have heard learned counsel for the petitioner and perused the order impugned. I have also carefully gone through the statements of two witnesses complainant and his brother Valaram. After thorough investigation, the police filed a negative

final report. The police recorded the statements of witnesses from which it was prima-facie established that at the house of the complainant when the community meeting was called including the respondents herein, all took the meals at the house of the complainant and therefore, it cannot be said that the petitioner has been boycotted by the society or the members of the community. Even from the statements of these two witnesses, it does not appear that the petitioner has been boycotted though there has been some allegation with regard to some other persons coming to the petitioner's house. Be that as it may. In my view, there is no sufficient material to proceed against the respondents for the offences noticed above and therefore, the trial court was justified in accepting the FR. In any case, it is not a fit case warranting indulgence in the revisional jurisdiction.

The revision petition has no force and it is, therefore, dismissed.

(H.R.PANWAR),J.

rp